

Senate Daily Reader

Thursday, January 21, 1999

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State of South Dakota

SEVENTY-FOURTH SESSION
LEGISLATIVE ASSEMBLY, 1999

771C0073

SENATE LOCAL GOVERNMENT COMMITTEE ENGROSSED NO. **SB32** - 1/19/99

Introduced by: The Committee on Local Government at the request of the State Board of
Elections

1 FOR AN ACT ENTITLED, An Act to revise certain procedures concerning the contents, data,
2 and form of a municipal initiative and referendum and to provide certain rule-making
3 authority.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. That § 9-20-2 be amended to read as follows:

6 9-20-2. A petition to propose an ordinance or resolution shall be filed with the finance
7 officer, containing in proper form the proposed ordinance or resolution. It shall be signed by the
8 required number of the legal resident registered voters of the municipality, ~~each voter adding to~~
9 ~~his signature his.~~ The signer or circulator shall add the signer's residence ~~mailing~~ address,
10 ~~including his street and house number, if any, county of voter registration,~~ and date of signing.
11 ~~The petition shall be verified as required for a referendum petition.~~ The signer's post office box
12 number may be given in lieu of a street address if the signer lives within a municipality of the
13 second or third class. No signature on a petition is valid if signed more than six months prior to
14 the filing of the petitions.

15 Section 2. That § 9-20-8 be amended to read as follows:

1 9-20-8. The referendum petition shall be signed by at least five percent of the legal voters
2 residing in the municipality. The percentage shall be based on the whole number of voters of the
3 municipality as determined by the "precinct registration lists" or the "district registration lists"
4 prepared by the county auditor from the master registration list in conformity to law as of the
5 time of the filing of the petition. The signer or circulator shall add the signer's residence ~~mailing~~
6 address, county of voter registration, and date of signing. The signer's post office box number
7 may be given in lieu of a street address if the signer lives within a municipality of the second or
8 third class.

9 Section 3. That § 9-20-9 be amended to read as follows:

10 9-20-9. ~~Such referendum petition shall be verified as a petition to initiate a law except that~~
11 ~~the person verifying the same shall state that he and each of the persons~~ Any person circulating
12 an initiative or referendum petition shall be a resident and qualified voter of the municipality and
13 shall verify that each person signing the same petition is a resident and qualified voter of the
14 municipality, naming it. The State Board of Elections shall promulgate rules pursuant to chapter
15 1-26 prescribing the format for an initiative and referendum petition and its verification.

1 **BILL HISTORY**

2 1/12/99 First read in Senate and referred to Local Government. S.J. 21

3 1/16/99 Scheduled for Committee hearing on this date.

4 1/16/99 Local Government Do Pass Amended, Passed, AYES 6, NAYS 1. S.J. 58

State of South Dakota

SEVENTY-FOURTH SESSION LEGISLATIVE ASSEMBLY, 1999

655C0031

SENATE ENGROSSED NO. **SB67** - 1/22/99

Introduced by: Senators Lawler, Dennert, Dunn (Rebecca), Ham, and Kleven and
Representatives Sutton (Duane), Diedtrich (Elmer), and Waltman

1 FOR AN ACT ENTITLED, An Act to revise certain dates pertaining to the equalization of tax
2 assessments.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 10-11-23 be amended to read as follows:

5 10-11-23. An appeal from the local board of equalization to a county board of equalization
6 shall be perfected by filing a written notice of appeal with the county auditor on or before the
7 ~~third~~ first Tuesday in April. Appeals made pursuant to § 10-11-27 shall be perfected by filing a
8 written notice of appeal with the county auditor on or before the ~~third~~ first Tuesday in April. The
9 county auditor shall file a copy of the notice of appeal with the appropriate clerk of the local
10 board of equalization prior to the hearing of the appeal by the county board of equalization.

11 Section 2. That § 10-11-67 be amended to read as follows:

12 10-11-67. Any resident, ~~personally or through an attorney or agent~~, feeling aggrieved by
13 anything in the assessment roll, may apply, personally or through an attorney or agent, to the
14 consolidated board of equalization for the correction of alleged errors in the listing or valuation
15 of the resident's property. A notice of a complaint or grievance shall be filed in writing with the
16 county auditor no later than the ~~third~~ first Tuesday in April. An appeal to the board shall

- 1 encompass the aggregate valuation of the property being appealed or the property classification.

1 **BILL HISTORY**

2 1/15/99 First read in Senate and referred to Taxation. S.J. 53

3 1/20/99 Taxation Do Pass, Passed. S.J. 126

4 1/20/99 Scheduled for Committee hearing on this date.

5 1/21/99 Motion to Amend, Passed. S.J. 150

6 1/21/99 Senate Do Pass Amended, Passed, AYES 35, NAYS 0. S.J. 151